



Attorney/Docket No. 31849.39 (P10606.00US)
Customer No. 000027683
1FW

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Murphy, et al.

§ Group Art Unit: 3761

Serial No.: 10/699,471

§ Confirmation No.: 2768

Filed: October 31, 2003

§ Examiner: Unknown

For: Surgical Instrument with Adjustable Rotary
Cutting Tool and Method of Cutting

FIRST INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 CFR §1.56, and in accordance with the practice under 37 CFR §1.97 and §1.98, the Examiner's attention is directed to the documents listed on the enclosed modified Form PTO-1449. No inference should be made that the cited references are in fact material, are in fact prior art, or that no better art exists.

This Information Disclosure Statement is being filed within three months of the United States filing date or before the mailing date of a first Office Action on the merits. No certification or fee is required (37 CFR §1.97(b)).

Pursuant to 37 CFR 1.98 (a)(2)(i), copies of the U.S. patents listed on the enclosed modified Form PTO-1449 are not attached.

The Commissioner is hereby authorized to charge any fees which may be required or credit any overpayment to Deposit Account 08-1394.

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Respectfully submitted,



J. Andrew Lowes
Registration No. 40,706

Date: 12/15/05
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Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 12-19-05.

Karen L. Underwood

Printed Name

Karen L. Underwood

Signature

In place of PTO-1449 Form U. S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE DEC 28 2005 INFORMATION DISCLOSURE STATEMENT BY APPLICANT <small>(use as many sheets as necessary)</small>		<i>Complete if Known</i>	
		Application Number	10/699,471
		Filing Date	10/31/2003
		Applicant(s)	Murphy, et al.
		Art Unit	3761
		Examiner Name	unknown
SHEET	1	OF	1
		Attorney Docket Number	

NON-PATENT LITERATURE DOCUMENTS		
Examiner's Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article, title of the item, date, page(s), volume-issue number(s), publisher, city/country where published
		LINVATEC, POWER PRO, ATTACHMENTS [http://www.linvatec.com/products-powerproAtt1.html], retrieved on Oct. 16, 2003.

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.